

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4344 of 1982

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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STATE OF GUJARAT

Versus

JORAVARSINHJI HINDUSINHJI

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Appearance:

MR SAMIR DAVE for Petitioner

MR BG PATEL for Respondent

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 04/12/96

ORAL JUDGEMENT

Shri Samir Dave makes a statement before this court that the papers of this case have not been made available to him nor he has any instructions in the matter. It is really a sorry state of affairs that the State has not made available the papers of this case to its counsel nor has given any instructions.

This matter has been adjourned from time to time

on the request of the counsel for the petitioner. Despite of the fact that sufficient long time is granted, the petitioner's counsel has no instructions in this case. In view of this fact, this Special Civil Application is dismissed for non-prosecution. Rule discharged.

It is a case where the respondent has been dragged into litigation by none other than a welfare state. The respondent has faced agony of the pendency of this writ petition for all these years. Not only this, the matter has been adjourned from time to time on the request of counsel for the petitioner. In view of this fact, it is a fit case where the respondent should be compensated with costs of the litigation. Order accordingly. The petitioner is directed to pay Rs.1000/- to the respondent by way of costs of this petition.

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